

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
CHICAGO DIVISION**

YE, Liwei -A77 644 460,  
Plaintiff,

v.

MICHAEL MUKASEY, Attorney  
General of the United States;  
PATRICK FITZGERALD, U.S. Attorney  
The U.S. Department of Justice;  
MICHAEL CHERTOFF, Secretary,  
Department of Homeland Security;  
ROBERT L. BLACKWOOD, Chicago District  
Office Director, U.S. Citizenship and  
Immigration Services;  
Dr. EMILIO T. GONZALEZ, Director,  
U.S. Citizenship and Immigration Services  
Defendants.

Civil Action No. 08 CV 1594

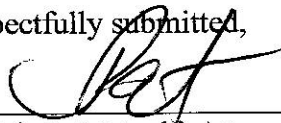
**PLAINTIFF'S NOTICE OF DISMISSAL OF COMPLAINT**

Pursuant to Rule 41(a)(1) of the federal rules of Civil Procedure, Plaintiff Liwei Ye (hereinafter "Ye"), hereby dismisses all causes of action in the complaint against Respondents without prejudice.

Ye is dismissing this action as there is no longer a basis for the relief sought. This action was brought to compel adjudication of Ye's properly filed application for adjustment of status under Section 245(a) of the Immigration and Nationality Act. Since the complaint was filed, however, a decision has been made by Respondents in regard to Ye's application.

Respondents have neither filed an answer to the complaint nor a motion for summary judgment as to these claims. Therefore, dismissal under Rule 41(a)(1) is appropriate.

Respectfully submitted,



Patrick A. Metcalf, Attorney for Plaintiff  
525 W. Higgins Rd., Ste 101  
Hoffman Estates, IL 61069  
(847) 882-1992

**CERTIFICATE OF SERVICE**

I certify that on July 3<sup>rd</sup>, 2008, one copy of Petitioner's MOTION TO DISMISS was served by certified mail to:

Michael Mukasey  
Attorney General of the United States  
U.S. Dept. of Justice – Office of Immigration Litigation  
P.O. Box 878, Ben Franklin Station  
Washington D.C. 20044

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Patrick A. Metcalf  
Attorney for the Petitioner  
Metcalf & Associates, P.C.  
525 W. Higgins Rd., Suite 101  
Hoffman Estates, IL 60169

**CERTIFICATE OF SERVICE**

I certify that on July 3<sup>rd</sup>, 2008, one copy of Petitioner's MOTION TO DISMISS was served by certified mail to:

Department of Homeland Security  
Dr. Emilio T. Gonzalez, Director  
12th & C Street SW  
Washington, DC 20024

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Patrick A. Metcalf  
Attorney for the Petitioner  
Metcalf & Associates, P.C.  
525 W. Higgins Rd., Suite 101  
Hoffman Estates, IL 60169

**CERTIFICATE OF SERVICE**

I certify that on July 3<sup>rd</sup>, 2008, one copy of Petitioner's MOTION TO DISMISS was served by certified mail to:

Department of Homeland Security  
MICHAEL CHERTOFF, Secretary  
12th & C Street SW  
Washington, DC 20024

7007 0220 0002 8291 9469



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Patrick A. Metcalf  
Attorney for the Petitioner  
Metcalf & Associates, P.C.  
525 W. Higgins Rd., Suite 101  
Hoffman Estates, IL 60169

**CERTIFICATE OF SERVICE**

I certify that on July 3<sup>rd</sup>, 2008, one copy of Petitioner's MOTION TO DISMISS was served by certified mail to:

Robert L. Blackwood  
Chicago district Office Director  
U.S. Citizenship and Immigration Services  
101 W. Congress Parkway  
Chicago, IL 60605

7005 0390 0004 2853 5829



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Patrick A. Metcalf  
Attorney for the Petitioner  
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525 W. Higgins Rd., Suite 101  
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